



Honorable Mike K. Nakagawa  
United States Bankruptcy Judge



Entered on Docket  
September 14, 2023

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*Counsel for Debtor*

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re

CASH CLOUD, INC.,  
dba COIN CLOUD,

Debtor.

Case No. BK-S-23-10423-MKN  
Chapter 11

**ORDER GRANTING FOURTEENTH  
OMNIBUS MOTION FOR ENTRY OF ORDER  
APPROVING REJECTION OF EXECUTORY  
CONTRACTS AND UNEXPIRED LEASES  
PURSUANT TO 11 U.S.C. § 365(a) AND  
SETTING REJECTION DAMAGES CLAIM  
DEADLINE**

Hearing Date: September 12, 2023  
Hearing Time: 9:30 a.m.

1       The Court having reviewed and considered Debtor's motion [ECF 690] (the "Motion")<sup>1</sup> for  
 2 an order approving the rejection of Contracts and/or Leases pursuant to 11 U.S.C. § 365(a); and  
 3 upon consideration of the Ayala Declaration and arguments of counsel; and the Court having  
 4 jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334;  
 5 and consideration of the Motion and the relief requested therein being a core proceeding pursuant  
 6 to 28 U.S.C. § 157(b); and venue being proper in this district pursuant to 28 U.S.C. §§ 1408  
 7 and 1409; and due and proper notice of the Motion having been provided; and it appearing that no  
 8 other or further notice need be provided; the Court having determined that the rejection of the  
 9 Contracts and/or Leases is a sound exercise of the Debtor's business judgment and is in the best  
 10 interests of Debtor, its creditors and all other parties in interest; and that the legal and factual bases  
 11 set forth in the Motion establish just cause for the relief granted herein; and upon all the proceedings  
 12 had before the Court and after due deliberation and sufficient cause appearing therefor, it is hereby,

13       **ORDERED** that the Motion is **GRANTED** with respect to the Contracts and/or Leases as  
 14 set forth in **Exhibit 1**;<sup>2</sup> and it is further

15       **ORDERED** that the Debtor's rejection of the Contracts and/or Leases, attached hereto as  
 16 **Exhibit 1**, pursuant to 11 U.S.C. § 365(a) is approved effective as of the date of the filing of the  
 17 Motion; and it is further

18       **ORDERED** that all persons and entities listed on **Exhibit 1** that assert any claims against  
 19 Debtor for damages arising from the rejection of their leases listed on **Exhibit 1** (a "Rejection  
 20 Damages Claim") must file a Proof of Claim with the Clerk of the Bankruptcy Court for such  
 21 Rejection Damages Claim **no later than thirty (30) days after entry of this Order** or shall be forever  
 22 barred from asserting such Rejection Damages Claim; and it is further

23  
 24 <sup>1</sup> Unless otherwise defined herein, all capitalized terms shall have the meanings ascribed to them in the Motion.

25       <sup>2</sup> With respect to Brookfield Landlords only, the hearing on the Motion was continued to September 13, 2023 at 9:30  
 26 a.m. pursuant to the *Order Granting Fourth Stipulation With Brookfield Landlords To Continue Hearing On Multiple*  
*27 Omnibus Motions For Entry Of Order Approving Rejection Of Executory Contracts And Unexpired Leases Pursuant To*  
*11 U.S.C. § 365(A) For Brookfield Landlords Only [ECF Nos. 675, 681, 684, 690, 693, 696, and 700]* [ECF No. 1141]  
 28 entered by the Court on August 29, 2023. Additionally, counsel for Brookfield Landlords withdrew their limited  
 objection pursuant to the *Notice Of Withdrawal Of Limited Objection Of Brookfield Landlords To Debtor's Omnibus*  
*Motions For Entry Of Orders Approving Rejection Of Unexpired Leases* [ECF No. 1203] filed on September 12, 2023.

1                   **ORDERED** that this Court shall retain jurisdiction to hear and determine all matters arising  
2 from the implementation or interpretation of this Order; and it is further

3                   **ORDERED** that notice of the Motion as provided therein shall be deemed good and sufficient  
4 notice of the Motion.

5 Prepared And Respectfully Submitted By:

6 **FOX ROTHSCHILD LLP**

7  
8 By: /s/ Brett Axelrod  
9                   JEANETTE E. MCPHERSON, ESQ.  
10                  BRETT A. AXELROD, ESQ.  
11                  NICHOLAS A. KOFFROTH, ESQ.  
12                  ZACHARY T. WILLIAMS, ESQ.  
13                  1980 Festival Plaza Drive, Suite 700  
14                  Las Vegas, Nevada 89135

15                  *Counsel for Debtor*

16                  **APPROVED/DISAPPROVED**

17                  **MCDONALD CARANO LLP**

18                  By: SIGNATURE WAIVED

19                  RYAN J. WORKS, ESQ. (NSBN 9224)  
20                  AMANDA M. PERACH, ESQ. (NSBN 12399)  
21                  2300 West Sahara Avenue, Suite 1200  
22                  Las Vegas, Nevada 89102

23                  and

24                  **SEWARD & KISSEL LLP**

25                  JOHN R. ASHMEAD, ESQ. (Admitted *Pro Hac Vice*)  
26                  ROBERT J. GAYDA, ESQ. (Admitted *Pro Hac Vice*)  
27                  CATHERINE V. LOTEMPIO, ESQ. (Admitted *Pro Hac Vice*)  
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31                  *Counsel for Official Committee of Unsecured Creditors*

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**CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021**

In accordance with Local Rule 9021, counsel submitting this document certifies as follows:

- The Court has waived the requirement of approval in LR 9021(b)(1).
- No party appeared at the hearing or filed an objection to the motion.
- I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated above.
- I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

# # #

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CONTRACTS AND/OR LEASES TO BE REJECTED

Counterparty	Counterparty Address	Kiosk Location	Kiosk Location ID
Oglethorpe Mall LLC (Brookfield)	7804 Abercorn St Savannah, GA 31406	7804 Abercorn Extention Savannah, GA 31406	103391
Park Mall LLC (Brookfield)	Attn: Brighid Dawson c/o Park Place 5870 East Broadway Blvd Ste 3000 Tucson, AZ 85711	5870 E Broadway Blvd Tucson, AZ 85719	103767
Peachtree Mall LLC (Brookfield)	Attn: J Rice 3131 Manchester Expy Columbus, GA 31909	3131 Manchester Expy Columbus, GA 31909	103538